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1	Jane G. Kearl (CA 156560)	
2	Colin C. Holley (CA 191999) WATT, TIEDER, HOFFAR & FITZGERALD, L.	L.P.
3	2040 Main Street, Suite 300 Irvine, CA 92614	
4	Telephone: 949-852-6700 Facsimile: 949-261-0771	
5	Email: jkearl@watttieder.com cholley@watttieder.com	
6	Attorneys for Creditor	
7	Barnard Pipeline, Inc.	
	UNITED STATES	BANKRUPTCY COURT
8		TRICT OF CALIFORNIA
9	SAN FRAN	CISCO DIVISION
10	In re:	Bankruptcy Case
11	PG&E CORPORATION,	Case No. 19-30088 (DM) Chapter 11
12	-and-	(Lead Case)
13	PACIFIC GAS AND ELECTRIC	(Jointly Administered)
14	COMPANY,	
	Debtors.	
15	☐ Affects PG&E Corporation	NOTICE OF CONTINUED PERFECTION
16	☐ Affects Pacific Gas and Electric Company	OF MECHANICS LIEN PURSUANT TO 11 U.S.C. § 546(b)(2)
17	☐ Affects both Debtors	Contra Costa County (Lien 20190011502)
18	* All papers shall be filed in the Lead Case,	
19	No. 19-30088 (DM)	
20		
21	Barnard Pipeline, Inc. ("Barnard"), b	y and through its undersigned counsel, hereby gives
22	notice of continued perfection of its mechanic	cs lien under 11 U.S.C. § 546(b)(2), as follows:
23	Barnard has provided and deli	vered labor, services, equipment, and/or materials for
24	the construction and improvements of proje	cts located in the County of Contra Costa, State of
25	California (the "Property"), the legal descrip	tion for which is set forth in the Claim of Mechanics
26	Lien, a true copy of which is attached hereto	as Exhibit A (the "Mechanics Lien").
27	2. The Property is owned by P	G&E Corporation and/or Pacific Gas and Electric
28	Company (collectively, the "Debtors"), which	h filed voluntary petitions for relief under Chapter 11

of Title 11 of the United States Code (the "Bankruptcy Code") on January 29, 2019 (the "Petition Date").

- 3. On January 28, 2019, before the Petition Date, Barnard properly and timely recorded its Mechanics Lien under California Civil Code § 8400, *et seq.* in the Official Records of Contra Costa County, State of California.
- 4. Through January 28, 2019, the amount owing to Barnard subject to its Mechanics Lien is at least \$135,245.60, exclusive of accruing interest and other charges, and additional amounts which have continued and are continuing, to accrue after the Petition Date.
  - 5. California Civil Code § 8460(a) provides that:

The claimant shall commence an action to enforce a lien within 90 days after recordation of the claim of lien. If the claimant does not commence an action to enforce the lien within that time, the claim of lien expires and is unenforceable[.]

- 6. Pursuant to California Civil Code § 8460, an action to enforce a lien must be commenced within 90 days after recordation of the claim of lien. However, section 362 of the Bankruptcy Code automatically stays Barnard from filing a state court action to enforce its mechanics lien. See 11 U.S.C. § 362.
  - 7. Section 546(b)(2) of the Bankruptcy Code provides that when applicable law

... requires seizure of such property or commencement of an action to accomplish such perfection, or maintenance or continuation of perfection of an interest in property; and ... such property has not been seized or such an action has not been commenced before the date of the filing of the petition; such interest in such property shall be perfected, or perfection of such interest shall be maintained or continued, by giving notice within the time fixed by such law for such seizure or such commencement.

See 11 U.S.C. § 362; see also Village Nurseries v. Gould (In re Baldwin Builders), 232 B.R. 406, 410-11 (9<sup>th</sup> Cir. 1999); Village Nurseries v. Greenbaum, 101 Cal.App.4<sup>th</sup> 26, 41 (Cal. Ct. App. 2002).

8. Accordingly, Barnard hereby provides notice of its rights as a lienholder in the Property pursuant to California's mechanics lien law. Barnard is filing and serving this notice to perfect, preserve, maintain, and continue the perfection of its lien and its rights in the Property to

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comply with the requirements of California state law, 11 U.S.C. §§ 362(a), 362(b)(3), and 546(b)(2), and any other applicable law. This notice constitutes the legal equivalent of having recorded a mechanics lien in the recorder's office for the county where the Property is located and then having commenced an action to foreclose the lien in the proper court. By this notice, the Debtors and other parties in interest are estopped from claiming that the lawsuit to enforce Barnard's mechanics lien was not timely commenced pursuant to applicable state law. Barnard intends to enforce its lien rights to the fullest extent permitted by applicable law. The interests, perfected, maintained, or continued by 11 U.S.C. § 546(b)(2) extend in and to the proceeds, products, offspring, rents, or profits of the Property.

- The filing of this notice shall not be construed as an admission that such filing is 9. required under the Bankruptcy Code, the California mechanics lien law, or any other applicable law. In addition, Barnard does not make any admission of fact or law, and Barnard asserts that its lien is senior to and effective against entities that may have acquired rights or interests in the Property previously.
- The filing of this notice shall not be deemed to be a waiver of Barnard's right to 10. seek relief from the automatic stay to foreclose its mechanics lien and/or a waiver of any other rights or defenses.

Barnard reserves all rights, including the right to amend or supplement this notice. 11.

Dated: April / , 2019 WATT, TIEDER, HOFFAR & FITZGERALD, L.L.P.

By:

Jane G. Kearl (CA 156560) Colin C. Holley (CA 191999) 2040 Main Street, Suite 300

Irvine, CA 92614

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Email: ikearl@watttieder.com

cholley@watttieder.com

Attorneys for Creditor Barnard Pipeline, Inc.

FITZGERALD, Case: 19-30088

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## **CERTIFICATE OF SERVICE**

I hereby certify that on April 2, 2019, I caused a copy of the foregoing Notice of Continued Perfection of Mechanics Lien Pursuant to 11 U.S.C. § 546(b)(2) to be sent via e-mail and/or first-class mail to the parties identified in the Master Core/2002 Service List attached hereto as **Exhibit B**.

Jane G. Kearl

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WATT, TIEDER,
HOFFAR &

FITZGERALD, LL PARTICIPATE ATTORNEYS AT CASE: 19-30088 Doc# 1391 Filed: 04/15/19

NOTICE OF CONTINUED PERFECTION OF CONTINUED PERFECTION

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27	EXHIBIT A
28	

Recording requested by: Barnard Pipeline, Inc.

And when recorded mail this document to:

Jane G. Kearl, Esq. Robert C. Shaia, Esq. Watt, Tieder, Hoffar & Fitzgerald, LLP 2040 Main Street, Suite 300 Irvine, CA 92614

CONTRA COSTA Co Recorder Office JOSEPH CANCIAMILLA, Clerk - Recorder

2019 - 0011502 - 00 DOC -

Check Number Monday, JAN 28, 2019 11:36:21 LIE \$7.00 MOD \$3.00 REC \$13.00 \$2.70 REF \$0.30 \$2.00 DAF RED \$1.00 ERD \$1.00 \$82 \$75.00 Nbr-0003392264 MMM / R2 / 1-3 TII Pd \$105.00

# **MECHANICS' LIEN** (Cal. Civ. Code § 8416, et seq.)

LIEN NOTICE MAILED

BARNARD PIPELINE, INC. ("Claimant") claims a mechanics lien for the labor, services, equipment and/or materials described in paragraph 2, furnished for a work of improvement on that certain real property located in the County of Contra Costa, State of California, and more particularly described as:

All right, title and interest of Pacific Gas and Electric Company ("PG&E") at or near the Clayton Regulator Station, Lat: 37.952640, Long: -121.959269, and all appurtenances and easements related thereto, including specifically, without limitation, all improvements, structures, and pipelines in or on which Claimant provided labor, services, equipment, and/or materials as set forth in paragraph 2.

- After deducting all just credits and offsets, the sum of \$135,245.60, together with interest at the rate of 10% per annum from January 22, 2019, is due Claimant for the following: labor, services, equipment and/or materials for installation of cathodic test stations on high pressure natural gas pipelines, and related construction work performed under the Alliance Agreement between Claimant and PG&E and Contract Work Authorization No. 2501594574, UID#s 26020 - 26019 - 26018 - 26017 - 26021 - 26024 - 26023 - 26022 - 26186 - 26027 - 26029 - 26028 - 26185 - 26184 - 26025 - 26508 -25187 - 26507 - 25323 - 26506 - 26952 - 25322 - 26622 - 25458, or otherwise requested by PG&E.
- 3. Claimant furnished the labor, services, equipment and/or materials, at the request of: PG&E.
- The name and address of the owner(s) or reputed owner(s) of the real property is/are: PG&E, 77 Beale Street, 32<sup>nd</sup> Floor, San Francisco, CA 94105.

/// /// /// /// /// /// ///

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5. Claimant's address is: 701 Gold Avenue, Bozeman, MT 59715.

Dated January 77-2019

BARNARD PIPELINE, INC.

Zach Bowler Vice

### **VERIFICATION**

I, Zach Bowler, am the Vice President of Claimant on the foregoing Mechanics Lien and am authorized to make this verification for and on its behalf. I have read the foregoing Mechanics Lien and know the contents of the Mechanics Lien to be true of my own knowledge.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated January 22, 2019

Zach Bowler Vice President

### **NOTICE OF MECHANICS LIEN**

#### **ATTENTION!**

Upon the recording of the enclosed MECHANICS LIEN with the county recorder's office of the county where the property is located, your property is subject to the filing of a legal action seeking a court-ordered foreclosure sale of the real property on which the lien has been recorded. That legal action must be filed with the court no later than 90 days after the date the mechanics lien is recorded.

The party identified in the enclosed mechanics lien may have provided labor or materials for improvements to your property and may not have been paid for these items. You are receiving this notice because it is a required step in filing a mechanics lien foreclosure action against your property. The foreclosure action will seek a sale of your property in order to pay for unpaid labor, materials, or improvements provided to your property. This may affect your ability to borrow against, refinance, or sell the property until the mechanics lien is released.

BECAUSE THE LIEN AFFECTS YOUR PROPERTY, YOU MAY WISH TO SPEAK WITH YOUR CONTRACTOR IMMEDIATELY, OR CONTACT AN ATTORNEY, OR FOR MORE INFORMATION ON MECHANICS LIENS GO TO THE CONTRACTORS STATE LICENSE BOARD WEB SITE AT www.cslb.ca.gov.

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### PROOF OF SERVICE

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27 28 I, Julie Benton, declare:

I am employed in the County of Orange, State of California. I am over the age of 18 years and not a party to the within action. My business address is 2040 Main Street, Suite 300, Irvine, California 92614-6232.

On January 24, 2019, I served  $\square$  the originals  $\boxtimes$  true copies of the following document(s) described as MECHANICS LIEN and NOTICE OF MECHANICS' LIEN on the interested parties in this action, by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, the United States mail at Irvine, California addressed as set forth below:

Pacific Gas & Electric Company (PG&E) 77 Beale Street, 32<sup>nd</sup> Floor San Francisco, CA 94105

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 24, 2019, at Irvine, California.



Counsemble for Mirna Trettevik, including other Fire	ADLEB LAW GROUP, APLC	Attn: E. Elliot Adler, Geoffrey E. Marr, Brittany S. Zummer	402 West Broadway	Suite 860	San Diego	5	92101	619-531-8700	619-342-9600	gemarr59@hotmail.com bzummer@TheAdlerFirm.com
Counsel for Aera Energy LLC, Midway Sunset										(
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Counsel to TRANSWESTERN PIPELINE COMPANY, LLC	AKERMAN LLP	Attn: EVELINA GENTRY	300		Los Angeles	క	1,000	213-688-9500	213-627-6342	evelina.gentry@akerman.com
30	TO CONTRACTOR OF THE CONTRACTO	Attn: JOHN E, MITCHELL and YELENA	2001 Ross Avenue, Suite		1	}	76301	214-720-4300	714-981-9339	yelena.archiyan@akerman.com iohn.mitchell@akerman.com
County of the Ad Hoc Committee of Senior Unsecured	AKERMAN LLP	ARCHITAN	2000		Collego		1036			
Noteharders of Pacific Gas and Electric Company	Akin Gump Strauss Hauer & Feld LLP	Attn: Ashley Vinson Crawford	580 California Street	Suite 1500	San Francisco	5	94104	415-765-9500	415-765-9501	avcrawford@akingump.com
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0#		Attn: Anne Andrews, Sean T. Higgins,								inggins@andrewsthornton.com
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CD Counsell or BOKF, NA, solely in its capacity as	ARENT FOX 11P	Attn: Andrew I. Silfen, Beth M. Brownstein, Jordana I. Brinert	1301 Avenue of the Americas	42nd Floor	New York	Ņ	91001	212-484-3900	212-484-3990	Beth Brownstein@arentfox.com Jordana.Renert@arentfox.com
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Counsel to California State Agencies	Attorney General of California	Attn: XAVIER BECERRA, DANETTE VALDEZ, and ANNADEL ALMENDRAS	455 Golden Gate Avenue	Suite 11000	San Francisco	ð	94102-7004	415-510-3367	415-703-5480	-
		Attn: XAVIER BECERRA, MARGARITA	1515 Clay Syeast 20th Floor	P O Box 70550	Dakland	5	94612-0550	510-879-0815	510-622-2270	James. Potter@doj. ca gov 510-622-2270 Margarita Padilla@doj. ca gov
Olympia State Agencies	Attorney General of Callottie	Attn: XAVIER BECERRA, MARGARITA		1000	Value V	ć	80013	214-269-6326	213-897-2802	James Potter@doj.ca.gov
Onselso California State Agencies Special Bankruptov Counsel for Certain Fire Damage	Attorney General of California	PADILLA, and JAMES POTTER	300 South Spring Street	Suite 1/02	cos vulcues	5				-
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Proposed Counsel for Official Committee of Tort	BAKER & HOSTETLER, LLP	Attn: Eric E. Sagerman, Lauren T. Attard	11601 Wilshire Blvd.	Suite 1400	Los Angeles	ð	90025-0509	310-442-8875	310-820-8859	lattard@bakerlaw.com
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URENCO Limited and Louisiana Energy Services, LLC	Ballard Spahr LLP	mmers	919 North Market Street		Wilmington	N DE	10036	502-252-4428	0000-700-074	
or Bank of America, N.A.	Bank of America	Attn: John McLusker	3102 Oak Lawn Avenue	Olic Diyalit rain	400		2000			ssummy@baronbudd.com
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18		Attn: Terry L. Higham, Thomas E.	350 South Grand Avenue,							
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Countain Infosys Limited: Counsel for ACRT, Inc.	ELP	Barrie	222 Delaware Avenue	Suite 801	Wilmington	DE	19801	302-442-7010	302-442-7012	_
the latter of th	BENESCH, FRIEDLANDER, COPLAN & ARONOFF	OFF Area Weign M Spine	SSS California Street	Suite 4925	San Francisco	ð	94104	415-659-7924	312-767-9192	kenns@beneschlaw.com
Course for Nationwide Entities	Berger Kahn, a Law Corporation	Attn: Craig S. Simon	1 Park Plaza, Suite 340		Irvine	ర	92614	949-474-1880	949-313-5029	csimon@bergerkahn.com
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	BRAYTON-PURCELL LLP	Attn: Alan R. Brayton, Esq. and Bryn G. Letsch, Esq.	222 Rush Landing Road	P.O. Box 6169	Novato	ర	94948-6169	415-898-1555	415-898-1247	bletsch@braytonlaw.com
	Brothers Smith LLP	V. Isola	2033 N. Main Street	Suite 720	Walnut Creek	S	94596	925-944-9700	925-944-9701	misola@brotherssmithlaw.com
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		Bantner Peo, Shawn M.					24106 3403	415-227-0900	415-227-0770	schristianson@buchalter.com
	Buchalter, A Professional Corporation California Public Utilities Commission	Attn: Arocles Aguilar	55 Second Street 505 Van Ness Avenue	1700	San Francisco	5 ব	94102	415-703-2015	415-703-2262	arocles aguilar@cour.ca.gov
jo uoi	CHEVRON PRODUCTS COMPANY, A DIVISION OF CHEVRON U.S.A. INC.	Attn: Melanie Cruz, M. Armstrong	6001 Bollinger Canyon Road	12110	San Ramon	8	94583			marmstrong@chevron.com
	Clark & Trevithick		800 Wilshire Boulevard	12th Floor	Los Angeles	ð	90017	213-629-5700	213-624-9441	kwinick@clarktrev.com
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	Ciausen Miller P.C.	schweitzer, Margaret	TO TOO TOO TOO		,	1	40006	212-255-2000	212-225-3449	Ischweitzer@cgsh.com mschierbed@ceen.com
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Tax Services	Commonwealth of Pennsylvania	Department of Labor and Industry	Collections Support Unit	702	Harrisburg	PA	17121	717-787-717	717-787-7671	ra-li-ucts-bankrupt@state.pa.us
Counselve Gowan Construction Company Inc. Calavera Celephone Company, Kerman Telephone Co., Primacles Telephone Co., The Ponderosa Telephone Co., Sierra Telephone Co., The Condensy Inc.,	Parameter Military & Proposition 11 D	Array Baran Californ	201 California Street, 17th Floor		San Francisco	<b>క</b>	94111	415-433-1900	415-433-5530	pcalifano@cwclaw.com
100000 Company and the company of th	COOPE, WINE & COOPE LE	Atm Dario de Ghetaldi, Amanda L.								deg@coreylaw.com alr@coreylaw.com smb@coreylaw.com
r Fire Victim Creditors	COREY, LUZAICH, DE GHETALDI & RIDOLE LLP	Roddle, Steven M. Berki, Sumble Manzoor	700 El Camino Real	PO Box 669	Millbrae	ర	94030-0669	650-871-5666	850-871-4144	
Individual Plaintiffs Executive Committee appointed by the Callidhia Superior Court in the North Bay Fire Cases, Judicial Council Coordination Proceeding Number[7955, pursuant to the terms of the Court's Court Cour		Attnr. Frank M. Pitre, Alison E. Cordova, Ablani D. Blodentt		840 Malcolm Road, Suite 200	Burlingame	<b>క</b>	94010	0003-269-059	550-697-057	fpitre@cpmlegal.com acordova@cpmlegal.com ablodget!@cpmlegal.com
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Atternment County of Sonoma	County of Sonoma	Surtis	Center	Drive, Room 105A	Santa Rosa	5 5	95403	707-565-2421	530-666-8279	Fambra.curtis@sonoma-county.org
Counsel for Valley Clean Energy Alliance	COUNTY OF YOLD	Attn: Eric May	Three Emharcadern Center	100		i				mplevin@crowell.com
Counsets Renaissance Reinsurance LTD.	Crowell & Moring LLP		26th Floor		San Francisco	ð	94111	415-986-2800	415-986-2827	bmullan@crowell.com
	Crowell & Moring LLP	Attn: Monique D. Almy	N.W.		Washington	20	20004	415-986-2827	202-628-5116	məlmy@crowell.com
	Growell & Moring LLP	Attn: Tacie H. Yoon	1001 Pennsylvania Ave.,	of the Court	Washington	2 5	20004	202-624-2500	202-624-2935	tkoegel@crowell.com
Counselist Creditors and Parties-in-Interest NEXANT  O	Crowell & Moring LLP	Attn: Thomas F. Koegel Attn: Michael S. Danko, Kristine K. Marardith Shawn R. Miller	s Embarcadero Center saas Twin Dolonio Drive	Suite 145	Redwood Shores		94065	650-453-3600	650-394-8672	mdanko@dankolaw.com kmeredith@dankolaw.com smiller@dankolaw.com
Counsel for Citibank N A., as Administrative Agent for	4		1600 El Comios Basil		Mento Park		94025	650-752-2000	650-752-2111	andrew.yaphe@davispolk.com
in the Organic Section of the Section of the Section of Counsel of Counsel of the agent under the Debton's proposed debton-impossession financing facilities, Counsel for Citibard 78, as Administrative Agent for the Utility	Panic Bolk & Marchaell 119	Attn: Eli J. Vonnegut, David Schiff, Timothy Granlirh	450 Lexington Avenue		New York	Ň	10017	212-450 4331	212-701-5331	eli.vonnegut@davispolk.com david.schiff@davispolk.com timothy.graullch@davispolk.com
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